

executed performs the instructions set forth in the claims. These are tangible apparatus and tangible transformations by such apparatus.

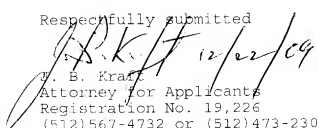
**B) New Claims 42-44 covering the Computer Program are Statutory Subject Matter Under 35 USC 101**

Claims 42-44 are submitted to more distinctly define the subject matter of the cancelled claims as statutory subject matter under 35 USC 101. New Claims 42-44 now define a computer usable medium having stored thereon the computer readable program which when executed causes the computer to perform the described instruction steps.

Conclusion

In view of the Decision of the Board of Appeals, and the foregoing, it is respectfully that Examiner enter this Amendment, and find the present Application including Claims 1, 2, 4, 7, and 8, and new claims 37-44 to be in condition for allowance.

Respectfully submitted

 12/22/09  
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